

FILED
BILLINGS DIV.

2010 FEB 23 PM 1 21

PATRICK E. DUFFY, CLERK

IN THE UNITED STATES DISTRICT COURT ^{BY}
FOR THE DISTRICT OF MONTANA _{DEPUTY CLERK}
BILLINGS DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

VS.

JONATHAN RODRIGUEZ,

Defendant.

CR-10-01-BLG-RFC-CSO

FINDINGS AND RECOMMENDATIONS CONCERNING PLEA

The Defendant, by consent, has appeared before me under Fed. R. Crim. P. 11 and has entered a plea of guilty to Count I of the Information.

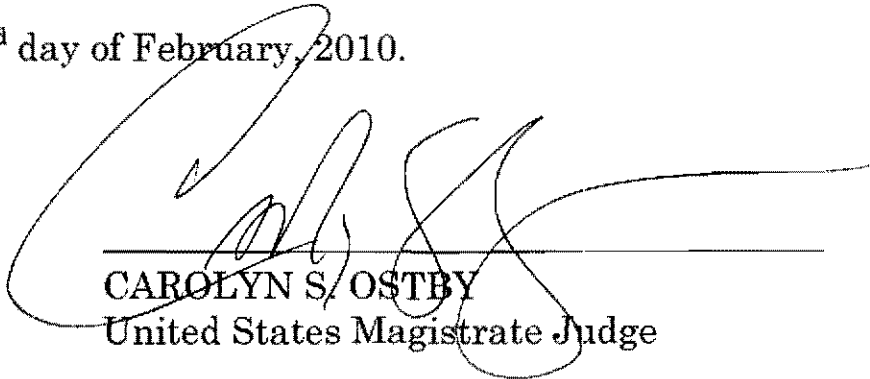
After examining the Defendant under oath, the Court determined that the guilty plea was knowingly, intelligently, and voluntarily entered; that the Defendant fully understands his constitutional rights and the extent to which such rights are waived; and that the offense charged and to which a guilty plea was entered contained each of the

essential elements of the offense.

The Court further concludes that the Defendant had adequate time to review the Plea Agreement with counsel, that he fully understands each and every provision of the agreement and that all of the statements in the Plea Agreement are true. I recommend that the Defendant be adjudged guilty and that sentence be imposed. A presentence report has been ordered. Should the Court accept this recommendation, sentencing shall be set by Chief Judge Cebull.

Objections to these Findings and Recommendation are waived unless filed and served within fourteen (14) days. 28 U.S.C. § 636(b)(1)(B); Fed. R. Crim. P 59(b)(2).

DATED this 23rd day of February, 2010.



CAROLYN S. OSTBY
United States Magistrate Judge